

ORDINANCE NO. 15-_____

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting a vacation of utility and drainage easement; that the applicants have represented to the City of Huntsville that Jack N. Johnson and wife, Mary Susan Johnson, are the owners of the property across which said easement lies; that said easement, or portion being vacated, is not presently used and is no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute a quitclaim deed vacating the easement hereinafter described, said deed being substantially in words and figures as follows, to-wit:

THIS INSTRUMENT PREPARED BY:

Suzanne C. Dorsett
WILMER & LEE, P.A.
100 Washington Street
Huntsville, Alabama 35801

STATE OF ALABAMA

COUNTY OF MADISON

KNOW ALL MEN BY THESE PRESENTS, that the CITY OF HUNTSVILLE, an Alabama municipal corporation, hereinafter referred to as the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) in hand paid by JACK N. JOHNSON and wife, MARY SUSAN JOHNSON, hereinafter referred to as the Grantees, the receipt whereof is hereby acknowledged, and other good and valuable consideration, does hereby remise, release, quitclaim and convey unto the said Grantees all of its right, title, interest, and claim in and to the easement upon the following described real estate situated in the County of Madison, State of Alabama, to-wit:

SEE ATTACHED EXHIBIT "A"
THE EASEMENT IS DEPICTED IN EXHIBIT "B"

TO HAVE AND TO HOLD the same unto the said Grantees, their successors and assigns, forever.

IN WITNESS WHEREOF, the Grantor has caused this instrument to be executed on its behalf by its Mayor and attested to by its Clerk-Treasurer, on this the 12th day of February, 2015.

GRANTOR:

**CITY OF HUNTSVILLE, ALABAMA,
an Alabama municipal corporation**

By: _____
Tommy Battle, Mayor

ATTEST:

By: _____
Charles E. Hagood
Clerk-Treasurer

STATE OF ALABAMA
COUNTY OF MADISON

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Tommy Battle and Charles E. Hagood, whose names as Mayor and City Clerk-Treasurer, respectively, of the CITY OF HUNTSVILLE, an Alabama municipal corporation, are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of this instrument, they, in their designated capacities as Mayor and City-Clerk Treasurer, respectively, and with full authority, executed the same for and as the act of said City of Huntsville, an Alabama municipal corporation, as of the day the same bears date.

Given under my hand and official seal this the 12th day of February, 2015.

NOTARY PUBLIC

My commissioner expires: _____

Pursuant to and in accordance with Section 40-22-1 of the Code of Alabama (1975), the following information is offered in lieu of submitting Form RT-1:

Grantor's Address: P.O. Box 308, Huntsville, AL 35804
Grantees' Address: 308 White Circle, Huntsville, AL 35801
Property Address: 308 White Circle

Easement to be vacated:

A sanitary sewer easement being 10 feet wide lying in Lot 5, Block A, White Circle Subdivision, as of record in the Probate Office of Madison County, Alabama, all lying in Section 36, Township 3 South, Range 1 West of the Huntsville Meridian, Madison County, Alabama; the centerline of said easement is described as follows:

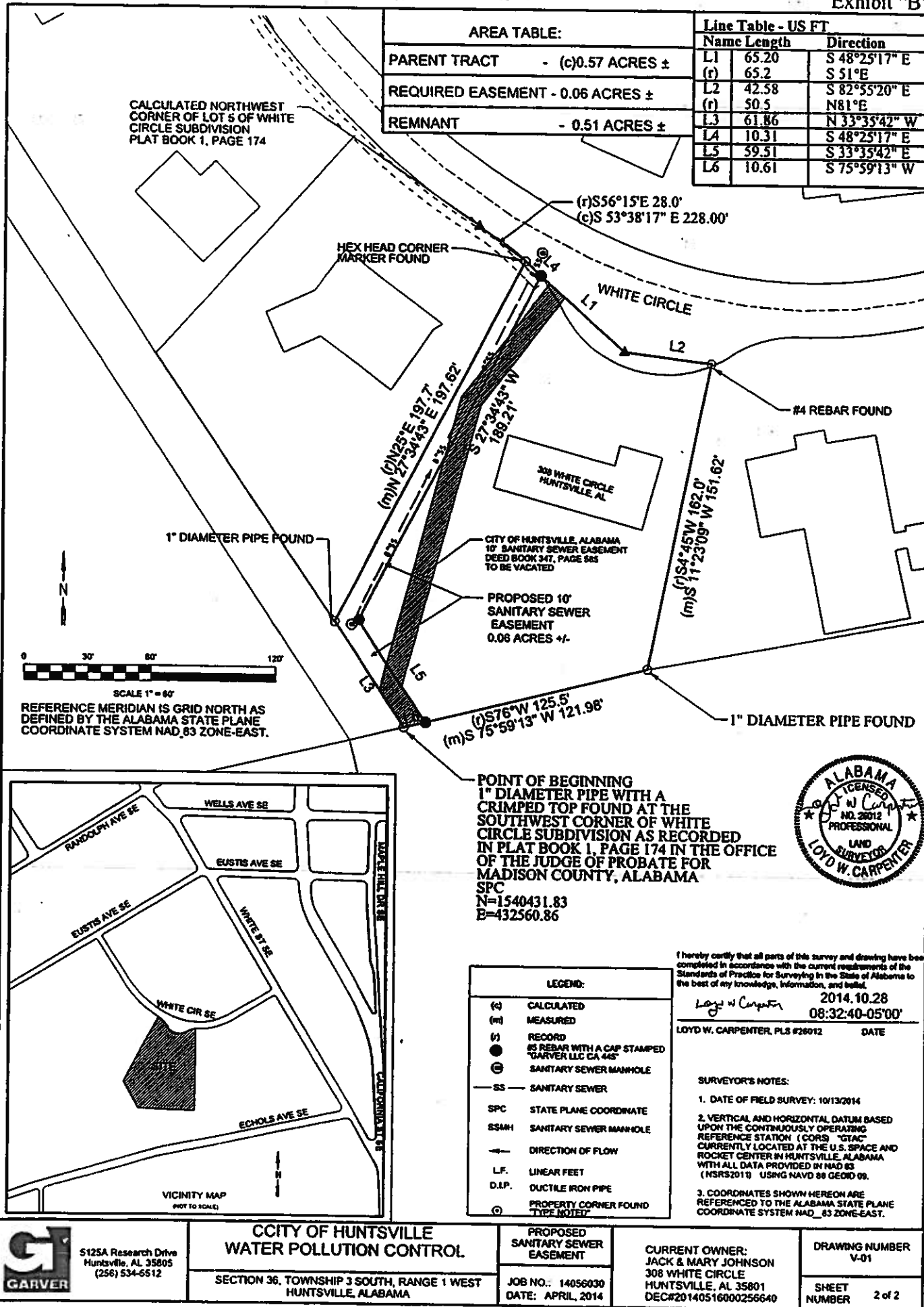
Beginning at a point which is the Southwest corner of said White Circle Subdivision, said point is further described as being located West 1130.0 feet, South 200.0 feet, South 35 degrees 40 minutes East 768.6 feet and South 76 degrees 00 minutes West 621.1 feet from the Northeast corner of the Southeast quarter of the aforesaid Section 36;

Thence North 76 degrees 00 minutes East along the Southeast boundary of the aforesaid Lot 5, 5.34 feet to the true point of beginning;

Thence from the point of true beginning North 32 degrees 49 minutes West 21.3 feet to a point;

Thence North 15 degrees 08 minutes East 144.37 feet to a point;

Thence North 37 degrees 38 minutes East 64.9 feet more or less to the South margin of White Circle and also the North boundary of the aforesaid Lot 5.



Ordinance No. 15-_____ (Cont.)
Johnson, Jack N. and Mary S.

ADOPTED this the 12th day of February, 2015.

President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 12th day of February, 2015.

Mayor of the City of
Huntsville, Alabama